

MINUTES OF THE REGULAR MEETING OF
THE EMERY COUNTY SPECIAL SERVICE DISTRICT #1
April 8, 2013

Attendees at the meeting:

Chairman Kent Petersen
Board Members Richard Jensen, Merrill Swasey, Dean King and Bevan Wilson
Merrial Johansen and Howard Tuttle, Johansen and Tuttle Engineering
Wayde Nielsen, Emery County Road Department
Jeff Horrocks, Emery County Commissioner
Kyle Ekker, Emery County Emergency Management

The meeting was called to order at 10:00 a.m. by Chairman Petersen.

REPORT ON PROJECTS FROM KYLE EKKER, EMERY COUNTY EMERGENCY MANAGEMENT

Kyle reported that the projects are moving along. The Ferron bridge project has been cleared from SHIPO requirements and the costs for the asphaltting should be billed separately from the bridge replacement. This will help in getting reimbursement from FEMA. The culverts in Green River are moving along and Leslie should send invoices to Jan Luke for processing and reimbursement.

DISCUSSION OF UTAH FEDERAL LANDS ACCESS PROGRAM . APPROVAL TO WORK WITH EMERY COUNTY ON APPLICATION AND THE NECESSARY PAPERWORK AND FUNDING

UDOT has a call for projects to be funded under Utah Federal Lands Access Program. The goal of this program is to improve transportation facilities that provide access to, are adjacent to, or are located within Federal lands. Eligible applicants include state, county, tribal or city government agencies that own or maintain the transportation facility. This program is for new construction - not maintenance on existing roads with a 93% federal match. Jeff Horrocks reported that county personnel met to discuss and prioritized possible road projects and decided that they were going to apply for improvements to the Green River Cutoff Road - from SR6 towards SR10. This road provides access to federal lands for recreation, grazing, and economic development (helium was recently found) along this energy corridor. The project will be approximately 6 miles in length costing 6 million. The application needs to be submitted by May 15, 2013. If this application is approved, \$10,000.00 needs to be sent in. Bevan suggested that if the application shows multiple partners, it could possibly get a higher priority. Jeff Horrocks asked the district to partner with the county to fund and manage this project. There was some discussion of alternate projects, such as, the Cleveland Lloyd Dinosaur Quarry Road or Sagebrush Bench.

Wayde Nielsen reported that the company who found the helium has applied for an easement on the Green River Cut-off Road. Improvements of \$800,000-\$1,000,000 (funded by them) will be necessary before their trucks can use this road. The helium company will hire and pay their own contractor for these improvements. There was discussion of somehow using this improvement as an enhancement for this new project and it was decided that this would not be feasible because the new road would have a totally different alignment and the improvements are needed immediately. The engineer will meet with the company again and inform them about this proposed road project to see if they will partner in.

A motion was made by Dean King with a second by Richard Jensen to partner with the county on the application process, pay the application fee (if approved) and budget for the project in 2015. The motion was approved by all members present.

If the application is approved an Interlocal Agreement will need to be entered into between the county and district designating who will be responsible for what.

DISCUSSION OF PCIFB APPLICATION TO FINANCE THE PURCHASE OF ROAD EASEMENTS FROM SITLA ON EMERY COUNTY ROADS

Jeff Horrocks explained that SITLA has contacted PCIFB and prepared applications for three (3) counties, Emery, Grand, and Uintah, requesting a grant(\$92,200 for Emery County) to help fund SITLA in clearing right of ways of county roads that cross SITLA land. Emery County does not want to be the sponsor of this application as it may jeopardize the county's PILT funds. Jeff suggested that the district be the sponsor of this application. There were several questions that could not be answered at this time. A motion was made by Bevan Wilson to table this item until next meeting to gather more information. The motion was seconded by Richard Jensen and approved by all members present.

CURRENT PROJECTS

South Moore Road Project - Phase 10

The engineer reported that this project is still waiting on UDOT. There is approximately \$620,000 left over from the original earmark available to be used for this project. There is a possibility of another \$150,000+ tied up in other phases that have not be closed out by UDOT. The board instructed the engineer to get UDOT under contract on this project with the funding currently available and not wait until the other phases are closed out.

Miller Creek - Phase II - CR 120

The power poles have not been moved. Utah Power and Light is scheduled to begin today. The contractor is on site and work is proceeding.

Millsite State Park Access Road

BLM representatives and the engineer met on site to make a determination on the presence of cactus. It was determined that there were no cactus. BLM will write a letter to the Federal Fish and Wildlife which should clear the ROW for this project. It was noted that the barrow pit is still an issue.

Ferron Bridge Project

The engineer reported that there will be extra costs associated with the repair of the 10" culinary water line that was dug up during construction. Castle Valley Special Service District has been working with Nielson Construction which should lower this expense. This project should be completed by next month's meeting. The new road access has begun and the contractor is scheduling asphalt for next week. The contractor is doing a good job.

Green River Culverts

This project is now proceeding. FEMA delayed this project for 4 months for no reason. All pay estimates on Culvert 1 and 2 should be forwarded to Emery County Emergency Management to submit to FEMA for reimbursement to the district.

APPROVAL OF PAYMENT OF BILLS AND FINANCIAL REPORT

The bills and financial reports were approved on a motion by Merrill Swasey. The motion was seconded by Richard Jensen. The motion was approved by all members present.

The MMS distribution (February 2013) to the service districts was ratified on a motion by Richard Jensen and a second by Merrill Swasey. The motion was approved by all members present. A copy of the letter is attached to the minutes.

The state has forwarded a copy of a letter stating the due to the sequestration order, the state mineral lease fund will have to make five payments of approximately \$1.7 back to the federal government. It was uncertain, at this time, how it will affect the counties mineral lease revenue.

ECSSD#1 Minutes
April 8, 2013

APPROVAL OF MINUTES

The minutes of March 11, 2013 were approved, with corrections, on a motion by Bevan Wilson and seconded by Merrill Swasey. The motion was approved by all members present.

OTHER BUSINESS

Richard Jensen reported that neither the miners or company have given a 60 days notice to strike.

ADJOURNMENT

The meeting adjourned at 12:15 a.m. on a motion by Bevan Wilson. The motion was seconded by Richard Jensen. The motion was approved by all members present. The next meeting is scheduled to be held on May 13, 2013 at 10:00 am.

Respectfully submitted,

Kent R. Petersen, Chairman

BILLS APPROVED BY ECSSD#1

April 8, 2013

Emery County - 98-4000-2800 - Telephone	\$ 30.00
Rocky Mountain Power - 98-4000-7503	\$350.68
Utah Local Governments Trust - 10-4000-5100 (Public Employee Position Schedule (5))	\$297.50
Johansen and Tuttle Engineering - Inv. 21316	
Miller Creek Road - 98-4000-3045	\$10,820.00
Ferron Canyon Bridge - 98-4000-3049	\$10,600.00
Ferron Millsite Road - 98-4000-3047	<u>\$1,850.00</u>
	\$23,270.00
Johansen and Tuttle Engineering - Inv. 90126	
Green River Long Street Project #1	\$1,615.00
Johansen and Tuttle Engineering - Inv. 90127	
Green River Long Street Project #2	\$2,116.00
Nielson Construction - Ferron Bridge - Pay Est. #1 98-4000-7644	\$88,355.90
Nielson Construction - Miller Creek Phase 2 - 98-4000-7627	\$60,800.95
Bevan K. Wilson 98-4000-2800 - Cell Phone	\$50.00
98-4000-6210 - Boardmeeting Stipend/Project Mgr.	\$300.00
98-4000-2300 - Mileage	<u>\$ 11.30</u>
	\$361.30
Richard Jensen - 98-4000-6210 - Board meeting Stipend/Project Mgr.	\$300.00
98-4000-2800 - Cell Phone	\$50.00
98-4000-2300- Mileage	<u>\$76.27</u>
	\$426.27
Dean King - 98-4000-6210 - Board meeting Stipend/Project Mgr.	\$300.00
98-4000-2300 - Mileage	\$119.78
98-4000-2800 - Cell Phone	<u>\$50.00</u>
	\$469.78
Kent Petersen - 98-4000-6210 - Board meeting Stipend/Project Mgr.	\$300.00
98-4000-2300 - Mileage	\$ 15.82
98-4000-2800 - Cell Phone	<u>\$ 50.00</u>
	\$365.82
Merrill A. Swasey - 98-4000-2800 - Cell Phone	\$50.00
98-4000-6210 - Board member Stipend/Project Mgr.	\$300.00
98-400-2300 - Mileage	<u>\$84.75</u>
	\$434.75

TOTAL

\$178,893.95

April 8, 2013

Steven Barton
Emery County Treasurer
Emery County Courthouse
Castle Dale, UT 84513

Dear Steve:

Please transfer sufficient funds from PTIF 1325 to ECSSD#1 checking account to cover bills approved in their regularly scheduled meeting on April 8, 2013 (attached).

Thank you.

Sincerely,

Leslie Bolinder
Secretary for District

cc: Brenda Tuttle